

Message Text

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73

ACTION ARA-20

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SUBJ: GOM INTEREST IN IMPLEMENTING RECOMMENDATIONS ON ILLEGAL
IMMIGRANTS

1. SUMMARY: BARONA LOBATO OF FONSECRETARIAT INITIATED CONVERSATIONS AUGUST 7 WITH EMBOFFS CONCERNING IMPLEMENTATION OF RECOMMENDATIONS CONTAINED IN JOINT DECLARATION AGREED TO AT CONCLUSION OF WASHINGTON MEETINGS ON JULY 18. HE PROPOSED THAT EACH RECOMMENDATION BE DEALT WITH SEPARATELY. HIS COMMENTS AND ONE SPECIFIC QUESTION ARE OUTLINED BELOW. END SUMMARY.

2. AT HIS INVITATION, FOREIGN SECRETARIAT DEPUTY JURIDICAL COUNSELOR BARONA LOBATO, MET WITH EMBOFFS AUGUST 7 TO DISCUSS IMPLEMENTATION OF RECOMMENDATIONS CONTAINED IN JULY 18 DECLARATION AGREED TO AT CONCLUSION OF WASHINGTON DISCUSSIONS ON PROBLEMS RELATED TO ILLEGAL IMMIGRANT SITUATION. BARONA LOBATO BEGAN BY PROPOSING THAT RECOMMENDATIONS BE HANDLED ON AN INDIVIDUAL BASIS SO THAT FATE OF ONE WOULD NOT NECESSARILY AFFECT ANOTHER. EMBOFFS AGREED THAT THIS IS A LOGICAL APPROACH.

3. BARONA REPORTED THAT GOM NOW IS READY TO NOMINATE CONSULAR OFFICERS TO SERVE IN LIAISON CAPACITY AT DETENTION
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CENTERS (FIRST PARAGRAPH, PAGE 3 OF JOINT DECLARATION.)

THOUGHT IS TO ASSIGN PEOPLE WITH PREVIOUS EXPERIENCE IN DEALING WITH PERTINENT PROBLEMS. GOM ANTICIPATES INITIAL ASSIGNMENT AT LA TUNA AND BROWNSVILLE, TEXAS. CHULA VISTA IS A THIRD POINT UNDER CONSIDERATION ALTHOUGH GOM UNDERSTANDS THAT OPERATIONS THERE ARE OF SUCH A NATURE AS POSSIBLY TO ELIMINATE THE VALUE OR NECESSITY OF ASSIGNMENT OF A MEXICAN OFFICIAL; PLEASE ADVISE. IN SAME VEIN, MEXICANS WOULD APPRECIATE EARLY NOTIFICATION OF SELECTION OF INS LIAISON OFFICER.

4. CONCERNING AMENDMENT OF VISA AGREEMENT TO ELIMINATE ARTICLE I, BARONA LOBATO AGAIN SUGGESTED EXCHANGE OF NOTES (MEXICO'S 5455). EFFECTIVE DATE OF SUCH ACTION MUST BE ESTABLISHED TO ALLOW 20-30 DAYS' NOTIFICATION TO STATE AND LOCAL OFFICIALS OF FACT THAT PREVIOUS DOCUMENTATION NO LONGER WILL BE HONORED.

5. BARONA NEXT TURNED TO QUESTION OF ILLEGAL RECRUITERS, TRAFFICKERS AND SMUGGLERS (SECOND FULL PARAGRAPH OF JOINT DOCUMENTATION). HE "WONDERED ALOUD" WHETHER SOME EFFORT SHOULD BE MADE TO TIE IN THIS QUESTION TO CONCEIVABLY RELATED ACTION AGAINST NARCOTICS TRAFFICKERS AND THOSE DEALING IN CONTRABAND. EMBOFFS INFORMALLY TOOK LINE THAT, ALTHOUGH THERE MIGHT BE RELATIONSHIP BETWEEN SOME INDIVIDUALS OPERATING IN MORE THAN ONE OF THESE AREAS OF ILLICIT ACTIVITY, IT DID NOT SEEM ADVISABLE TO TRY TO DEVISE A COMMON PROCEDURE FOR HANDLING ALL THREE TYPES OF CASES -- E.G. PRESENT PROCEDURES FOR COOPERATING IN NARCOTICS CASES WOULD NOT NECESSARILY BE APPLICABLE TO THOSE INVOLVED IN FOSTERING ILLEGAL IMMIGRATION. FURTHERMORE, IT DID NOT SEEM NECESSARY TO HAVE A FURTHER EXCHANGE OF CORRESPONDENCE RELATIVE TO A POLICY DECISION ON THIS POINT SINCE THIS HAS BEEN A MATTER UNDER CONSIDERATION FOR SOME TIME. RATHER, WHAT IS NEEDED SEEMINGLY IS MORE ACTIVITY IN PURSUING AGREEMENTS ALREADY REACHED.

6. CONCERNING THE APPLICATION OF SECTION 101 (A) (15) (H) (II), BARONA LOBATO PHILOSOPHIZED THAT ILLEGALS TEND TO STAY IN THE OCCUPATION WHICH THEY PERFORMED WHILE IN MEXICO. HE DID NOT THINK THAT A CARPENTER OR AN ELECTRICIAN, FOR EXAMPLE, WOULD BECOME A FARM LABORER. EMBASSY POLITICAL COUNSELOR NOTED THAT IN AGRICULTURAL SECTOR RESISTANCE TO LIMITED OFFICIAL USE

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ILLEGALS WAS HIGH, WITNESS THE MOVEMENT OF CESAR CHAVEZ. BARONA, AFTER STATING THAT HE FELT CHAVEZ HAD A "JUSTIFIED CAUSE", COMMENTED THAT COMPETITION DOESN'T COME FROM LEGALLY CONTRACTED LABORERS (READ "BRACEROS") BUT RATHER FROM ILLEGALS. HE THEN ADVANCED THE IDEA THAT LEGAL SEASONAL WORKERS MIGHT EVEN BE GRANTED TEMPORARY UNION MEMBERSHIP TO CIRCUMVENT OPPOSITION OF ORGANIZED LABOR. AS A SPECIFIC QUESTION, BARONA WONDERED IF THIS PARTICULAR SECTION OF THE ACT (H-2 VISAS)

MIGHT BE APPLIED TO GROUPS OF WORKERS RATHER THAN ON AN INDIVIDUAL BASIS AND WHETHER THIS MIGHT BE DONE IN THE ABSTRACT (I.E. WITHOUT NAMING THE INDIVIDUALS CONCERNED.) EMBOFFS TOOK ESSENTIALLY NEGATIVE TACK ON THIS ITEM BUT PROMISED TO STUDY BARONA'S QUESTION. PLEASE ADVISE

7. FINALLY, BARONA STATED THAT GOM WILL SEND A NOTE INVITING USG TO SEND DELEGATION FOR FURTHER DISCUSSIONS. TIMING WAS LEFT OPEN. MCBRIDE

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